



# INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

*We Protect Hoosiers and Our Environment.*

*Mitchell E. Daniels, Jr.*  
Governor

*Thomas W. Easterly*  
Commissioner

100 North Senate Avenue  
Indianapolis, Indiana 46204  
(317) 232-8603  
Toll Free (800) 451-6027  
[www.idem.IN.gov](http://www.idem.IN.gov)

April 15, 2010

Mr. Alan Gillespie  
ARCADIS  
2464 Fortune Drive  
Lexington, KY 40509

Dear Mr. Gillespie:

Re: NPDES Permit No. ING080221  
Former Texaco 211439  
Lafayette, IN, Tippecanoe County

This agency has reviewed your request of January 19, 2010, for voidance of the above-referenced permit. Due to the fact that all groundwater remediation activities are complete, a NPDES permit is no longer required.

Therefore, National Pollutant Discharge Elimination System Permit No. ING080221 issued January 18, 2005 is hereby revoked effective 18 days from the mailing date of this letter.

Any party adversely affected or aggrieved by this decision may appeal by filing a petition for administrative review with the Office of Environmental Adjudication (OEA) within eighteen (18) days after the date of mailing of this letter. Any appeal request must be filed in accordance with IC 4-21.5-3-7 and must include facts demonstrating that the party requesting appeal is the applicant, a person aggrieved or adversely affected by this voidance or otherwise entitled to review by law. Pursuant to IC 13-15-7-3, this decision shall remain in effect pending a decision on any appeal that has been timely requested under the provisions of IC 4-21.5. The address is:

Office of Environmental Adjudication  
Indiana Government Center North  
100 North Senate Avenue, Room 501  
Indianapolis, IN 46204

You are reminded that any future discharge to waters of the state must be preceded by the submission of an NPDES application at least 180 days prior to the commencement of such discharge.

Mr. Alan Gillespie  
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If you have any questions regarding this matter, please contact Mr. Joe Gwinn at 317/ 233-8769.

Sincerely,

A handwritten signature in dark ink, appearing to be 'P. Higginbotham', with a long horizontal flourish extending to the right.

Paul Higginbotham, Chief  
Permits Branch  
Office of Water Quality

cc: Tippecanoe County Health Department

STATE OF INDIANA  
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

PUBLIC NOTICE NO. 2010 - 4D -GP

DATE OF NOTICE: April 15, 2010

The Office of Water Quality issues the following NPDES GENERAL PERMIT.

**TERMINATION**

TEXACO #211439, Permit No. ING080221, TIPPECANOE COUNTY, Lafayette, IN. This permit is being terminated because there is no longer a discharge. Permit Writer: Joe Gwinn at 317/233-8769.

**PROCEDURES TO APPEAL**

General Permit documents are available for inspection at IDEM, Office of Water Quality/Permit Section, IGCN, 100 N Senate Ave, Indianapolis, IN, Room 1203, from 9 - 4, Monday-Friday (copies 10¢ per page). The General Permit is also available at the local Health Department. Please tell others you think would be interested in this matter.

**Appeal Procedure:** Any person affected by the issuance of the Final Permit may appeal by filing a Petition for Administrative Review with the Office of Environmental Adjudication within eighteen (18) days of the date of this Public Notice. Any appeal request must be filed in accordance with IC 4-21.5-3-7 and must include facts demonstrating that the party requesting appeal is the applicant; a person aggrieved or adversely affected or is otherwise entitled to review by law.

**Timely filing:** The Petition for Administrative Review must be received by the Office of Environmental Adjudication (OEA) within 18 days of the date of this Public Notice; either by U.S. Mail postmark or by private carrier with dated receipt. This Petition for Administrative Review represents a request for an Adjudicatory Hearing, therefore must:

- state the name and address of the person making the request;
- identify the interest of the person making the request;
- identify any persons represented by the person making the request;
- state specifically the reasons for the request;
- state specifically the issues proposed for consideration at the hearing;
- identify the Final Permit Rule terms and conditions which, in the judgment of the person making the request, would be appropriate to satisfy the requirements of the law governing this NPDES Permit rule.

If the person filing the Petition for Administrative Review desires any part of the NPDES Final Permit Rule to be stayed pending the outcome of the appeal, a Petition for Stay must be included in the appeal request, identifying those parts to be stayed. Both Petitions shall be mailed or delivered to the address here:

Phone: 317/232-8591.

Environmental Law Judge  
Office of Environmental Adjudication  
IGC - North Building- Rm 501  
100 N. Senate Avenue  
Indianapolis IN 46204

**Stay Time frame:** If the Petition (s) is filed within eighteen (18) days of the mailing of this Public Notice, the effective date of any part of the permit, within the scope of the Petition for Stay is suspended for fifteen (15) days. The Permit will become effective again upon expiration of the fifteen (15) days, unless or until an Environmental Law Judge stays the permit action in whole or in part.

**Hearing Notification:** Pursuant to Indiana Code, when a written request is submitted, the OEA will provide the petitioner or any person wanting notification, with the Notice of pre-hearing conferences, preliminary hearings, hearing stays or orders disposing of the Petition for Administrative Review. Petition for Administrative Review must be filed in compliance with the procedures and time frames outlined above. Procedural or scheduling questions should be directed to the OEA at the phone listed above.





*Infrastructure, environment, buildings*

Ms. Beth Noel  
Indiana Department of Environmental Management  
Chief - Office of Water Quality  
100 North Senate Avenue  
Indianapolis, Indiana 46204

Subject:

Former Texaco 211439 – NPDES Discharge Permit Voidance  
1 Sagamore Parkway (4333 State Route 26)  
Lafayette, Indiana  
Permit No.: ING080221 (expires February 4, 2010)  
Incident #2001-05-144

Dear Ms Noel:

ARCADIS, on behalf Chevron Environmental Management Company (CEMC), respectfully requests voidance of the National Pollutant Discharge Elimination System (NPDES) permit associated with the above-referenced facility. We would greatly appreciate an email as soon as possible with a written cancellation approval. This email can be sent to [mesw@chevron.com](mailto:mesw@chevron.com).

The site has been redeveloped and currently operates as commercial strip shopping center. Ms. Dawn Groves (Office of Land Quality) is the current case manager for this site. A remedial excavation report and request for no further action has been submitted for the facility.

If you have any questions, please contact us at 859.253.9036 or Ms. Melissa Swarts – CEMC at 713.432.2645 or by email at [MESW@chevron.com](mailto:MESW@chevron.com).

Sincerely,

ARCADIS

Rick Rohrbough  
Staff Geologist

Copies:

ARCADIS  
2464 Fortune Drive  
Suite 170  
Lexington  
Kentucky 40509  
Tel 859.253.9036  
Fax 859.253.9136  
[www.arcadis-us.com](http://www.arcadis-us.com)

ENVIRONMENT

Date:  
January 19, 2010

Contact:  
Rick Rohrbough

Phone:  
859.253.9036 x25

Email:  
[patrick.rohrbough@arcadis-us.com](mailto:patrick.rohrbough@arcadis-us.com)

Our ref:  
B0046726.0000

Imagine the result

**ARCADIS**

Ms. Beth Noel  
January 19, 2010

Ms. Dawn Groves – Office of Land Quality – 100 North Senate Avenue, Indianapolis,  
Indiana 46204